IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.14764 of 2008
BHUAR DOM
Versus
THE STATE OF BIHAR
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2 8.5.2008 Heard Counsel for the petitioner and the A.P.P. representing State.

In this case, the petitioner is in custody since 13.12.2007 in connection with an offence under Section 379 of the Indian Penal Code. Now, it has become clear in the order of the Sessions Judge refusing bail of the petitioner that he was apprehended on the spot and was also identified by the victim co-passenger Sudama Yadav.

The counsel for the petitioner submits that as a matter of fact nothing incriminating was recovered from the conscious possession of the petitioner.

In view of the fact that the petitioner was apprehended red handed at the spot and has been identified by the victim co-passenger Sudama Yadav, this Court is not inclined to grant bail to the petitioner Bhuar Dom at this stage.

The petitioner is however given liberty to move this Court after completing one year of judicial custody.

With the aforesaid observation, this application is dismissed.

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Rsh (Mihir Kumar Jha, J.)